



NOTICE OF MEETING and AGENDA Board of Mental Health Practice

This meeting will be held in-person. The public is welcome to attend any Open Session discussion in the Lower Level, Goldenrod Room. This meeting will also be available to the public to participate by WEBEX using this link: <https://sonvideo.webex.com/sonvideo/j.php?MTID=mdc2092ac19743faed0ad653d1bee7a9d>

or call in information is 1-408-418-9388 using meeting number of 2493 686 0363

AGENDA Revised**		Posted: 08.15.2023, 9.1.2023
<p>Date: Friday September 8, 2023 9:00 am</p> <p>Location: State Office Building 301 Centennial Mall South (14th and M Street) Lower Level Goldenrod Room Lincoln, Nebraska</p> <p>For Information Contact: Carrie Oldehoeft 402-471-4918 or dhhs.licensure2117@nebraska.gov</p>	<ol style="list-style-type: none"> 1. ROLL CALL AND CALL MEETING TO ORDER <u>Announcement:</u> There is a current copy of the Open Meetings Act posted on the door to the meeting room and available at the link listed below. 2. ADOPTION OF AGENDA 3. APPROVAL OF MINUTES (7.7.2023) 4. **Applicant Nohora Andrade 5. CLOSED SESSION (approx. 9:15 am) Confidential Information <u>Purpose:</u> To hear discussions of confidential nature, and for the prevention of needless injury to the reputation of the individuals 6. OPEN SESSION (approx. 9:30 am) Application Review 7. CLOSED SESSION (approx. 9:30 am) Confidential Information <u>Purpose:</u> To hear discussions of confidential nature, and for the prevention of needless injury to the reputation of the individuals 8. OPEN SESSION (approx. 12:00 pm) Application Reviews, Recommendations, and Report Out (mail ballots) 9. Code of Ethics (Neb. Rev. Stat. 38-2138) 10. UPDATES AND REPORTS: <ol style="list-style-type: none"> a. Association and Committee Updates: <ul style="list-style-type: none"> • AASCB http://www.aascb.org • Counseling Compact https://counselingcompact.org/ • AMFTRB http://www.amftrb.org • ASWB http://www.aswb.org • Justice Behavioral Health Committee b. 2023 Counseling Regulatory Boards Summit c. Reports: Disciplinary and Non-Disciplinary Actions, Licensure Statistics, Examination Pass/Fail Report (see agenda for reports) 11. Public Comment 12. ADJOURN (Approx. 12:30) 	

Nebraska Open Meetings Act: 84-1407 through 84-1414 <https://ago.nebraska.gov/open-meetings>

<p>All items known at the time of distribution of this agenda are listed. A current agenda is available at the Department of Health and Human Services, Division of Public Health, Licensure Unit and https://dhhs.ne.gov/Licensure/Pages/Agendas-and-Minutes.aspx</p> <p>If auxiliary aids or reasonable accommodations are needed for attendance at a meeting, please call (402) 471-2117 (voice), or for persons with hearing impairments, please call the Nebraska Relay System, 711 TDD, prior to the meeting date. Advance notice of seven days is needed when requesting an interpreter.</p>	2023 Meeting Dates: Meetings start at 9:00 am	
	01.06.23	07.07.23
	03.03.23	09.08.23
	03.20.23	12.01.23
	05.05.23	

Agenda Item 3

These minutes have not been approved by the Board

MINUTES OF THE MEETING
Board of Mental Health Practice
July 7, 2023

1. **ROLL CALL AND CALL MEETING TO ORDER**

The Meeting of the Board of Mental Health Practice was called to order by the Chair, Susan Meyerle, at 9:08 a.m. at the at the Nebraska State Office Building, 301 Centennial Mall South, Lower Level, Goldenrod Room, Lincoln, Nebraska. In accordance with Neb. Rev. Stat. § 84-1411 of the Nebraska Open Meetings Act, copies of the agenda were e-mailed to the Board members and other interested parties, posted on the DHHS web 6.23.2023, revised 6.28.2023.

Meyerle stated that there is a current copy of the Open Meetings Act posted on the door to the meeting room and available at the link listed below on the agenda.

The following members answered roll call:

Members Present (8):

Susan Meyerle, Chair
Dale Battleson, Secretary
Rebecca Czaja-Stevens, Member
Janeen Gill, Vice-Chair
Renea Gernant, Member
Sara Batter, Member
Paul Davies, Member
David Hof, Member

Members Absent (1):

Cassandra Dittmer, Member

Others Present:

Carrie Oldehoeft, Health Licensing Coordinator, Licensure Unit
Mindy Lester, Assistant Attorney General
Juliann Lanphier-Willson, DHHS Attorney
Jennifer Merallis, DHHS Attorney
Matt Gelvin, Program Manger, Licensure Unit

Public (on phone)

A quorum was present, and the meeting convened.

2. **ADOPTION OF AGENDA**

MOTION: Czaja-Stevens moved, seconded by Batter, to adopt the agenda. A voice vote was taken. Voting aye: Battleson, Batter, Gernant, Gill, Meyerle, Czaja-Stevens, Davies, Hof (8). Voting nay: None (0). Absent: Dittmer (1). Vacant position: (1). Abstain: None (0). Motion carried.

3. **APPROVAL OF MINUTES (with corrections)**

MOTION: Hof, moved, seconded by Czaja-Stevens, to adopt the minutes of 5.5.2023 with correction A voice vote was taken. Voting aye: Battleson, Batter, Gernant, Gill, Meyerle, Czaja-Stevens, Davies, Hof (8). Voting nay: None (0). Absent: Dittmer (1). Vacant position: (1). Abstain: None (0). Motion carried.

4. **UPDATES AND REPORTS:**

- a. Executive Order 22-05 expires 12.31.2022 and 22-08 will expire on June 30, 2023
- b. 2023 Legislation
 - LB 16 Occupational Reform and Preliminary Conviction Review

This didn't move forward

- LB 123 Adopt the Behavioral Analyst Practice Act
https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=49987

No other updates.

- LB 179 Prohibit Conversion Therapy
https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=49819

No other updates.

- LB 337 Confidentiality
https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=49732

No other updates.

- LB 605 Certified Art Therapists

https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=49777

No other updates.

- LB 668 Emergency Custody
https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=50158

No other updates.

c. Association and Committee Updates:

- AASCB <http://www.aascb.org>
Meyerle updated board on Compac 28 states have approved the Compac
Meyerle is on planning meeting for 2024 conference, no monthly meeting scheduled at this time.
- Counseling Compact <https://counselingcompact.org/>
Meyerle updated there are currently 28 states that have approved legislation. Other states have legislation pending. Next meeting July 13 for finance committee, July 26 is a rules meeting which coincides with NBCC Board summit and actively vetting for software for license database.

MOTION: Davies, moved, seconded by Hof, to approved funding for Meyerle to attend the Annual meeting and be the Nebraska state delegate. A voice vote was taken. Voting aye: Battleson, Batter, Gernant, Gill, Meyerle, Czaja-Stevens, Davies, Hof (8). Voting nay: None (0). Absent: Dittmer (1). Vacant position: (1). Abstain: None (0). Motion carried.

The board discussed questions that board would like to have discussed at the NBCC meeting, July 26. Hof suggested how to have scores released for students if not a member of NBCC; would it make any difference if all states agreed to seeing clients in a state no matter where licensed.

- AMFTRB <http://www.amftrb.org>
Battleson will be attending the conference in September.
- ASWB <http://www.aswb.org>
May meeting was cancelled. Batter reports will attend Annual conference will be in November 3-4, 2023, with Czaja-Stevens attending as an alternate. No additional information to report.

MOTION: Gill, moved, seconded by Hof, to approved funding for Czaja-Stevens to attend the Annual meeting and be the alternate Nebraska state delegate. A voice vote was taken. Voting aye: Battleson, Batter, Gernant, Gill, Meyerle, Czaja-Stevens, Davies, Hof (8). Voting nay: None (0). Absent: Dittmer (1). Vacant position: (1). Abstain: None (0). Motion carried.

November 3 board meeting moved to December 1, to allow board members to attend.

ASWB website has information on the compac for social work.

- Justice Behavioral Health Committee
Gill reports no updates or scheduled meetings currently.

d. 2023 Counseling Regulator Boards Summit

July 26 is a rules meeting which coincides with NBCC Board summit and actively vetting for software for license database

e. Reports: Disciplinary and Non-Disciplinary Actions, Licensure Statistics, Examination Pass/Fail Report (see agenda for reports)

9:38 am Meyerson, Wiene, Cue-investigations entered room

9:40 am Fossler-investigations entered room

Public comment: What is considered direct and non-direct hours, referred public to our regulations or their legal counsel.

5. CLOSED SESSION - CONFIDENTIAL INFORMATION

MOTION: Gill moved, seconded by Battleson, to enter into closed session at 9:43 a.m. to hear discussions of a confidential nature, and for the prevention of needless injury to the reputation of the individuals. A voice vote was taken. Voting aye: Battleson, Batter, Gernant, Gill, Meyerle, Czaja-Stevens, Davies, Hof (8). Voting nay: None (0). Absent: Dittmer (1). Vacant position: (1). Abstain: None (0). Motion carried.

9:46 am Kruger-investigations entered room

9:53 am Cue, Krueger exited room

9:56 am Wiene exited room

10:05 am Fossler exited room

10:10 am Board Break

10:17 am am Meeting resumed closed session

10:45 am Hof exited room

10:54 am Hof entered room

10:54 am Verbal agreement from all board members to enter into open session.

6. **OPEN SESSION**

Application Reviews, Recommendations, and Report Out

Rachel Ritton- Licensed Independent Mental Health Practitioner and Certification as a Master Social Worker:

MOTION: Batter moved, seconded by Czaja-Stevens, approve supervision. A voice vote was taken. Voting aye: Battleson, Batter, Gernant, Gill, Meyerle, Czaja-Stevens, Davies, Hof (8). Voting nay: None (0). Absent: Dittmer (1). Vacant position: (1). Abstain: None (0). Motion carried.

Brian Ellis - Provisional Mental Health Practitioner:

MOTION: Hof moved, seconded by Batter, to issue without any terms or conditions. A voice vote was taken. Voting aye: Battleson, Batter, Gernant, Gill, Meyerle, Czaja-Stevens, Davies, Hof (8). Voting nay: None (0). Absent: Dittmer (1). Vacant position: (1). Abstain: None (0). Motion carried.

Paul Millner-Certified Marriage and Family Therapist:

MOTION: Battleson moved, seconded by Gernant, to recommend denial of application. Based on failure to meet qualification for licensure. A voice vote was taken. Voting aye: Battleson, Batter, Gernant, Gill, Meyerle, Czaja-Stevens, Davies, Hof (8). Voting nay: None (0). Absent: Dittmer (1). Vacant position: (1). Abstain: None (0). Motion carried.

Hannah Tangeman-Licensed Independent Mental Health Practitioner, Licensed Mental Health Practitioner and Certified Master Social Worker

MOTION: Gill moved, seconded by Hof, to defer for more information. A voice vote was taken. Voting aye: Battleson, Batter, Gernant, Gill, Meyerle, Czaja-Stevens, Davies, Hof (8). Voting nay: None (0). Absent: Dittmer (1). Vacant position: (1). Abstain: None (0). Motion carried.

Patrick Colgan-Reinstatement Provisional Mental Health Practitioner and Certified Master Social Worker

MOTION: Davies moved, seconded by Gernant, to issue without any terms or conditions. A voice vote was taken. Voting aye: Battleson, Batter, Gernant, Gill, Meyerle, Czaja-Stevens, Davies, Hof (8). Voting nay: None (0). Absent: Dittmer (1). Vacant position: (1). Abstain: None (0). Motion carried.

Greg Tvrδικ – Reinstatement Licensed Independent Mental Health Practitioner, Licensed Mental Health Practitioner and Certified Master Social Worker

MOTION: Davies moved, seconded by Gernant, to deny the application. Basis for recommendation: Insufficient evidence to support early release. A voice vote was taken. Voting aye: Battleson, Batter, Gernant, Gill, Meyerle, Czaja-Stevens, Davies (7). Voting nay: None (0). Absent: Dittmer (1). Vacant position: (1). Abstain: Hof (1). Motion carried.

7. **ADJOURN**

Meyerle declared the meeting adjourned at 11:02 am; the next meeting is scheduled for September 8, 2023.

Dale Battleson, Secretary
Board of Mental Health Practice
Summarized by: Licensure Unit

**Agenda Item 4d
Active Licenses:**

		SUMMARY COUNT OF LICENSES B	
Profession	License Statuses: License Types	Active	Active-Military
Mental Health Pract	EO 20-27 Prov Independent MHP License		
	EO 20-27 Prov Mental Health Practitioner		
	Independent Mental Health Practitioner	2,915	2
	Marriage & Family Therapist	131	
	Master Social Worker	1,220	2
	Master Social Worker (CMSW)	55	
	Mental Health Practitioner	2,274	5
	Non-License (Exam applicant only)	16	
	Professional Counselor	1,068	1
	Provisional Master Social Worker	444	
	Provisional Mental Health Practitioner	1,409	
	Social Worker	618	
	Supervised Marriage & Family Therapist		
	Temporary Cert Marriage Family Therapist		
	Temporary Mental Health Practitioner		
	Grand Total	10,150	10

Examinations:

EXAMINATION STATISTICS SUMMARY REPORT

Profession: Mental Health Practice
 Date Range: 01/01/2023 to 8/16/2023

Run Date: 08/16/2023
 Page No: Page 1 of 2

Exam Battery	Exam Name	Result Status	Number of Candidates per Result Status
AMFTRB	AMFTRB	Pass	3
NBCC-NCMHCE	NBCC-NCMHCE	Pass	12
	NBCC-NCMHCE	Fail	14
NBCC-NCE	NCE (NBCC)	Pass	54
	NCE (NBCC)	Fail	26
ASWB-Clinical	ASWB-Clinical (formerly AASSWB)	Pass	62
	ASWB-Clinical (formerly AASSWB)	Pass	62
	ASWB-Clinical (formerly AASSWB)	Fail	44
ASWB-Masters Exam	ASWB Master's Exam	Pass	1
Jurisprudence Exam	Jurisprudence	Pass	8

Disciplinary and Non-Disciplinary Actions:

COMPLIANCE LISTING REPORT						
Profession: Mental Health Practice				Run Date: 08/16/2023		
Action Start Date Range: 01/01/2023 to 08/16/2023				Page No: Page 1 of 2		
Licensee Name	License No	License Type	License Status	Disciplinary Action	Action Start	Action End
Batten, Amy K	3981	Mental Health Practitic	Active	Probation	03/16/2023	03/16/2026
Berry, Cora Simmerman	393	Mental Health Practitic	Revocation	Temporary Suspension	04/07/2023	05/17/2023
Berry, Cora Simmerman	284	Professional Counselo	Revocation	Petition for Disp Action & Temp Susp	03/31/2023	05/17/2023
Berry, Cora Simmerman	393	Mental Health Practitic	Revocation	Petition for Disp Action & Temp Susp	03/31/2023	05/17/2023
Berry, Cora Simmerman	284	Professional Counselo	Revocation	Temporary Suspension	04/07/2023	05/17/2023
Dambrauskas, Joseph John		Independent Mental H	Denied	Other	04/26/2023	
Gilreath, Tanesha Shirlon	7589	Provisional Master Sov	Active	Petition for Disciplinary Action Filed	08/14/2023	
Gilreath, Tanesha Shirlon	12517	Provisional Mental He	Active	Petition for Disciplinary Action Filed	08/14/2023	
Joe, Brian D.	4752	Mental Health Practitic	Active	Petition for Disciplinary Action Filed	08/14/2023	
Joe, Brian D.	2287	Professional Counselo	Active	Petition for Disciplinary Action Filed	08/14/2023	
Joe, Brian D.	2143	Independent Mental H	Active	Petition for Disciplinary Action Filed	08/14/2023	
Leach, Michael Lee	1224	Professional Counselo	Inactive	Revocation	05/24/2023	
Leach, Michael Lee	2172	Mental Health Practitic	Revocation	Revocation	05/24/2023	
Leach, Michael Lee	2172	Mental Health Practitic	Revocation	Petition for Disciplinary Action Filed	05/17/2023	05/24/2023
Leach, Michael Lee	1224	Professional Counselo	Inactive	Petition for Disciplinary Action Filed	05/17/2023	05/24/2023
Leach, Michael Lee	737	Independent Mental H	Revocation	Revocation	05/24/2023	
Leach, Michael Lee	737	Independent Mental H	Revocation	Petition for Disciplinary Action Filed	05/17/2023	05/24/2023
Mahon, Vincent		Independent Mental H	Denied	Other	06/14/2023	
Mautz, Lauren Mae	3424	Social Worker	Active	Probation	03/03/2023	03/03/2025
Myers, Tara Lynne	12063	Provisional Mental He	Revocation	Revocation	01/04/2023	
Rodriguez, Andrea Lynn	1913	Professional Counselo	Revocation	Petition for Disciplinary Action Filed	01/31/2023	02/02/2023
Rodriguez, Andrea Lynn	3855	Mental Health Practitic	Revocation	Revocation	02/02/2023	
Rodriguez, Andrea Lynn	3855	Mental Health Practitic	Revocation	Petition for Disciplinary Action Filed	01/31/2023	02/02/2023
Rodriguez, Andrea Lynn	2997	Independent Mental H	Revocation	Revocation	02/02/2023	
Rodriguez, Andrea Lynn	2997	Independent Mental H	Revocation	Petition for Disciplinary Action Filed	01/31/2023	02/02/2023
Rodriguez, Andrea Lynn	1913	Professional Counselo	Revocation	Revocation	02/02/2023	
Rolland, Michael Aaron	2250	Mental Health Practitic	Inactive	Probation		
White, Sharlett Renee	12084	Provisional Mental He	Active	Probation	04/01/2023	04/01/2026
White, Sharlett Renee	12084	Provisional Mental He	Active	Petition for Disciplinary Action Filed	03/21/2023	03/22/2023